

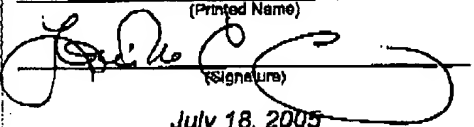
RECEIVED  
CENTRAL FAX CENTER

JUL 18 2005

Atty. Dkt. No. 355908-3100

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Anthony E. BOLTON, et al.  
Title: APOPTOTIC ENTITIES FOR  
USE IN TREATMENT OF  
ENDOTHELIUM  
DYSFUNCTION DISORDERS  
Appl. No.: 09/866,569  
Filing Date: 5/25/2001  
Examiner: C. Yaen  
Art Unit: 1642

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.  <u>Loni M. Cummings</u> (Printed Name)  (Signature) <u>July 18, 2005</u> (Date of Deposit)
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

**PETITION TO ENTER PREVIOUSLY SUBMITTED AMENDMENT**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In a telephone conversation with Examiner Yaen, it came to Applicant's attention that the Amendment Under 37 CFR 1.114 filed on 18 August 2003 has not been entered into the record for the above-identified application.

Applicant encloses a copy of the filing submitted by Express Mail, label number EV336630633US, on 18 August 2003, including:

- (1) Request for Continuing Examination Transmittal (1 page);
- (2) Amendment Under 37 CFR 1.114 (6 pages);
- (3) Fee Transmittal plus copy for fee processing (2 pages); and
- (4) Three Month Request for Extension of Time Under 37 CFR 1.136(a)

This filing also included a self-addressed stamped postcard. The U.S. Patent and Trademark Office acknowledged receipt of the Request for Continuing Examination and Amendment by returning the receipt acknowledgement postcard stamped 18 August 2003 (copy attached). Accordingly, the Amendment under 37 CFR 1.114 was properly and timely submitted for consideration by the Examiner.

APPLICANT HEREBY PETITIONS FOR ENTRANCE OF THE AMENDMENT  
UNDER 37 CFR 1.114 FILED 18 AUGUST 2003

As the failure to enter the amendment was due to an error by the Patent and Trademark Office, Applicant does not believe that any fee is due. However, the Commissioner is hereby authorized to charge any fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872.

Respectfully submitted,

Date 18 July 2005

By Karen E. Flick

FOLEY & LARDNER LLP  
Customer Number: 38706  
Telephone: (650) 251-1103  
Facsimile: (650) 856-3710

Karen E. Flick  
Attorney for Applicant  
Registration No. 44,111



EV 336630633 US

Mailing Label  
Label 11-F June 2002

Post Office To Addressee

Customer Copy  
Label 11-F June 2002

Post Office To Addressee

UNITED STATES POSTAL SERVICE



630633 US

<b>USE ONLY</b>		<b>DELIVERY (POSTAL USE ONLY)</b>	
Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second		Delivery Attempt Time <input type="checkbox"/> AM <input type="checkbox"/> PM	
Date In Mo. Day Year 8/18/03		Delivery Attempt Time <input type="checkbox"/> AM <input type="checkbox"/> PM	
Time In Mo. Day Year 8/18/03		Delivery Attempt Time <input type="checkbox"/> AM <input type="checkbox"/> PM	
Weight 13 ozs.		Delivery Date Time <input type="checkbox"/> AM <input type="checkbox"/> PM	
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday		NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	
Flat Rate Envelope Postage \$13.65		Employee Signature	
Return Receipt Fee		Employee Signature	
COD Fee		Employee Signature	
Insured Fee		Employee Signature	
Total Postage & Fees \$13.65		Customer Signature	

CUSTOMER USE ONLY  
METHOD OF PAYMENT: X440848  
Express Mail Corporate Acct. No.FROM: (PLEASE PRINT)  
MORRISON & FOERSTER  
755 PAGE MILL RD  
PALO ALTO CA 94304-101855908 2005000 9589  
20050818 1857 0558PRESS HARD.  
Vogel printing 2 copies.TO: (PLEASE PRINT)  
MAIL STOP ROE  
COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA VA 22313-1450

FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com

Atty Docket No.: 559082005000

Atty Docket No.: 559082005000

Inventor: Anthony E. BOLTON, et al

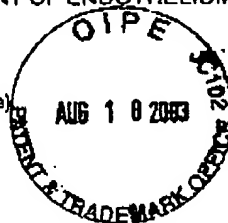
Application No.: 09/866,569

Filing Date: May 25, 2001

Title: APOPTOTIC ENTITIES FOR USE IN TREATMENT OF ENDOTHELIUM  
DYSFUNCTION DISORDERS

## Documents Filed:

1. Request for Continued Examination Transmittal (1 page)
2. Amendment Under 37 CFR 1.114 (8 pages)
3. Fee Transmittal plus copy for fee processing (2 pages)
4. Three Month Request for Extension of Time Under 37 CFR 1.136(a) (1 page)



Via: Express Mail: Airbill No. EV336630633US

Sender's Initials: CMG6/hmr1

Date: August 18, 2003

pa-798817

DOCKETED ⑦

BEST AVAILABLE COPY